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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD

ALLSTEEL INC.
Petitioner

v.

DIRTT ENVIRONMENTAL SOLUTIONS LTD.
Patent Owner

Case No. IPR2015-01691
U.S. Patent No. 8,024,901

Oral Hearing February 15, 2019
Patent Owner's Demonstrative Exhibits – Not Evidentiary

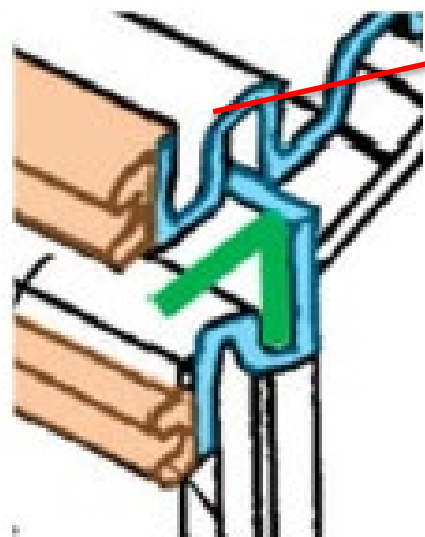
Introduction & Summary

- The evidence the Board found insufficient to in trial on claims 8, 11, 13 and 21-23 does not meet Petitioner's burden to succeed at trial.
- Petitioner has not carried its burden to prove obvious because Raith and Yu do not teach (1) shaped slot adapted to receive and engage, or cantilever channel stringer
- Petitioner has not carried its burden to prove obvious for lack of the claimed "str extrusion"
- Petitioner has not carried its burden to prove obvious because MacGregor does not teach end frame with an "extended depth"

Claim 8 Is Not Unpatentable as Obvious

Claim 8: “...a generally *L-shaped slot*...*adapted to receive and engage* a substantially L-shaped hook...”

Petitioner: Argues bracket 189-5 in Yu forms part of the L-shaped slot
[Petition, 36; Paper 48 at 2]



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189

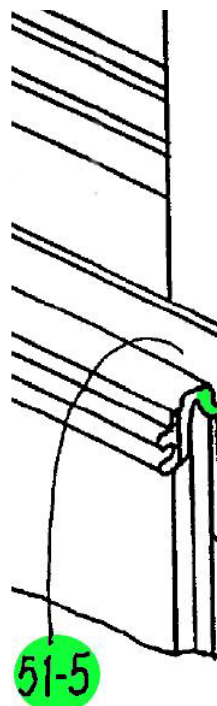
Board: “Petitioner has not directed [the Board] to where bracket 189-5 engages connector bracket 26.” [Paper 181]

Claim 8 Is Not Unpatentable as Obvious

Undisputed Fact: Bracket 189-5 does **not** engage hood 26 at all: “But there’s no teaching that bracket 26 actually contacts or touch 189-5, correct? A. That’s correct.” [Ex. 2003, 152:1-3] (Petitioner’s expert’s testimony)]

'901 Patent: “The brackets 189-5 have a cross sectional shape substantially identical to the shape of the cross rails 200 so that no interference occurs therebetween when furniture components are slid along the channels 51-5.” [Ex. 1005 at 15:29-32]; *see also* Paper 52 at 2]

Undisputed Fact: Channel 51-5 that engages bracket 26 is independent of bracket 189-5 [Paper 52 at 2-3]



Claim 8 Is Not Unpatentable as Obvious

Petitioner Mischaracterizes Patent Owner's Position

“Patent Owner’s argument that the claimed ‘general shaped slot’ must always contact **every** portion of the shaped hook’...” [Paper 53, 2 (emphasis added)]

Patent Owner's Actual Position: Bracket 189-5 does

not form part of the channel that receives and engages bracket 26 because “**no** surface of bracket 189-5 engages **any** surface of the connector bracket 26.”

[Paper 52 at 2]

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